

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant : Rance A. Winkler                      Art Unit : 3735  
Serial No. : 10/750,921                      Confirmation No. : 1909  
Filed : December 31, 2003                      Examiner : John P. Lacyk  
Title : Tissue Positioning Apparatus And Method For Protecting Tissue From  
Radiotherapy

Commissioner for Patents  
PO Box 1450  
Alexandria, Virginia 22313-1450

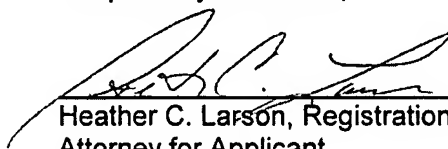
**RESPONSE TO RESTRICTION REQUIREMENT**

In response to the restriction requirement of the outstanding Office Action dated April 9, 2008, Applicants elect the invention of Group I (claims 1-11 and 22-30) without traverse. Group I (claims 1-11 and 22-30) are drawn to a spacing apparatus.

Applicants believe that no additional extensions of time are required. In the event any additional extensions of time are necessary, the undersigned hereby authorizes the requisite fees to be charged to Deposit Account No. 50-2855.

April 29<sup>th</sup>, 2008

Respectfully submitted,

  
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